

COMMISSION MEETING MINUTES
February 16, 2016

The Board of Davis County Commissioners met in room 303 of the Davis County Administration Building, 61 South Main Street, Farmington, Utah on February 16, 2016 at 10:00 am. Members present were Commissioner P. Bret Millburn - Chair, Commissioner John Petroff, Commissioner Jim Smith, Clerk/Auditor Curtis Koch, Chief Deputy Civil County Attorney Neal Geddes and Deputy Clerk/Auditor Shauna Brady.

Meeting Agenda as posted:

Meeting
Agenda as
posted

AMENDED NOTICE OF REGULAR MEETING OF THE BOARD OF DAVIS COUNTY COMMISSIONERS

PUBLIC NOTICE is hereby given that the Board of Davis County Commissioners, Farmington, Utah, will hold a Commission Meeting at the Davis County Administration Building, 61 South Main Street, Room 303, Farmington, Utah, commencing at **10 a.m. on February 16, 2016.**

OPENING

Pledge of Allegiance – By Invitation

RECOGNITIONS, PRESENTATIONS AND INFORMATIONAL ITEMS

Proclamation – “Davis County, Utah - A Purple Heart County”

BUSINESS/ACTION

Cancellation of the Meeting of the Board of Davis County Commissioners on February 23, 2016

Eric Johnson, Bond Counsel- Blaisdell, Church & Johnson LLC, presenting:

A resolution providing for the acquisition, construction, equipping and improvement of a manufacturing facility for the manufacture of aerospace components and related products to be located in Davis County, Utah in order that Ki Ho Military Acquisition Consulting, Inc. (“borrower” or “company”) may be provided with facilities to promote the general welfare and encourage the increase of industry and commerce; authorizing and providing for the issuance by the issuer of its \$10,000,000.00 tax exempt industrial revenue bonds (Ki Ho Military Project) Series 2016 which will be payable solely from the revenues arising from the pledge of a bond purchase and loan agreement with company; authorizing the execution and delivery of a bond purchase and loan agreement among the issuer, company and purchaser of the bonds and related documents; and related matters.

Mike Moake, Davis County Legacy Events Center Marketing, presenting:

Agreement with Hit Wrestling – rental space for kids wrestling camp (receivable)

Chris Sanford, Davis County Library Director, presenting:

Agreement with Syracuse City – use of Syracuse Community Center for Library Summer Reading program (n/a)
Agreement with Britney Hunter – present gardening program at Headquarters Library (payable)
Agreement with Shawn Olsen – present gardening program at Headquarters Library (payable)

Tony Thompson, Davis County Property Manager, presented the following:

Amendment with NUCO Development, Inc. – grant of easement for irrigation line on Syracuse City property with Tax ID 12-106-0036 (receivable)
Amendment with NUCO Development, Inc. – grant of easement for sewer line on Syracuse City property with Tax ID 12-106-0036 (receivable)
Amendment with NUCO Development, Inc. – grant of easement for a trail on Syracuse City property with Tax ID 12-106-0036 (receivable)

Chief Deputy Kevin Fielding, Davis County Sheriff's Office, presenting:

Agreement with Davis Conference Center – rental space for 2016 EMS Conference (payable)
Agreement with Nightingale College LLC – clinical preceptorship for nursing student clinical site training at Davis County Jail (n/a)
Agreement with Davis County Bar Assn. – provide law enforcement services for “Night with the Judges” event (receivable)

Commissioner Bret Millburn presenting:

Inter-local agreement with South Davis Metro Fire Service Area (SDMFSA) – establish financing practices and member assessment formula

BOARD OF EQUALIZATION

Request approval of the Property Tax Register

CONSENT ITEMS

Personnel Register:
Basic Training Reimbursement agreement:
○ Megan A. Johnson – Correctional Officer

Check Registers

COMMISSIONER COMMENTS

PUBLIC COMMENTS (3 Minutes per Person)

Proclamation
#2016-59
Davis County –
A Purple Heart
County

Commissioner Petroff announced this is a special day and the first part of today’s meeting will be conducted by members of the Military Order of the Purple Heart (MOPH). He invited Frank Maughan to approach the podium. Mr. Maughan invited Dee Gibson, Commander, MOPH Chapter 995, to offer a prayer, followed by Jay Wells, who led us in the Pledge of Allegiance. All in attendance were invited to stand and join in. Mr. Maughan expressed gratitude to the Commissioners “for providing the opportunity for the recipients of the Purple Heart to come before them for the purpose of designating Davis County, Utah as a

Purple Heart County. It indicates that you are aware of those of us who wear the Purple Heart and that you support the aims and the objectives of the veterans' community among you. We are here to help you with whatever you need us to do.” Commissioner Petroff read the following proclamation:

PROCLAMATION #2016-59

DAVIS COUNTY, UTAH - A PURPLE HEART COUNTY

WHEREAS, Davis County, Utah has always supported its military veteran population; and

WHEREAS, the Purple Heart is the oldest military decoration in present use and was initially created as the Badge of Military Merit by General George Washington in 1782; and

WHEREAS, the Purple Heart was the first American service award or decoration made available to the common soldier and is specifically awarded to members of the United States Armed Forces who have been wounded or paid the ultimate sacrifice in combat with a declared enemy of the United States of America, and

WHEREAS, the mission of the Military Order of the Purple Heart is to foster an environment of goodwill among the combat-wounded veteran members and their families, promote patriotism, support legislative initiatives, and most importantly – make sure we never forget, and

WHEREAS, Davis County has a large, highly decorated veteran population including many Purple Heart recipients, and

WHEREAS, Davis County appreciates the sacrifices our Purple Heart recipients made in defending our country and our freedoms, and believes it is important that we acknowledge and honor them for their military service and courage;

NOW, THEREFORE, BE IT RESOLVED that the Board of Davis County Commissioners hereby proclaims Davis County as a **PURPLE HEART COUNTY** and encourages the citizens of Davis County to honor Purple Heart recipients by showing their appreciation for the sacrifices they have made in defending our freedoms. In so doing, we honor the service and sacrifice of our nation's men and women in uniform wounded or killed by the enemy while serving to protect the freedoms enjoyed by all Americans. Dated this 16th day of February, 2016.

Commissioner Millburn said it is a great honor and privilege to approve this Resolution. He is surprised that we have not recognized those that have paid that kind of sacrifice and received this distinction before now. He said, “Here in Davis County, we are very proud of our veterans and appreciate the relationship that we have with them. We want to express our appreciation to each and every one of those who are here today and also those who are not with us today. We want to say thank you from the bottom of our hearts for all that you have done and all that you continue to do for the citizens of Davis County and this great nation.”

Commissioner Smith said, “One of the men who had the deepest influence on me is my father-in-law, who is a World War II Marine and was captured and spent most of the war in Japan in a prison camp. He is a Purple Heart recipient. He is decorated. So many of you remind me of him. He was a strong enough man that he could be humble and peaceful and I was very, very impressed by that. Those of you here understand what I'm talking about.” He said he appreciated having the MOPH lead us in the Pledge of Allegiance today. “It is an important thing in our lives. I worry that sometimes our younger generations don't get it, but I think we can help them learn. I really appreciate the things you have done to serve our country. I stand in respect for what you do.”

Commissioner Millburn made a motion to approve the resolution. Commissioner Smith seconded the motion. All voted aye.

Commissioner Petroff said “This all came about by one of the folks out in West Point where I live that brought this to our attention. Harry Treace is a World War hero, as are all of you. As I recall, Harry won the

Silver Star, 2 Bronze Stars and 3 Purple Hearts. Harry is a great guy and has worked diligently to move forward the West Point Veterans' Memorial that we have been working on out there. We are continuing to get that done and it is a great pleasure. It was fun for me this morning to come in and see Marv Drake and former mayor, Howard Stoddard - two West Point veterans that served our country well. Some of the other notables in attendance are Jay Hess, a friend to all of us, who has had quite a career in the military and has devoted much of his life to this. Also, here with us is Van Sessions and Charlie Pharr. Paula and Charles Stephenson are here and have been so active in the American Legion. We are just glad to be here and to do this."

Commissioner Petroff continued, "Davis County Representative Mike Schultz has been working to carry this Purple Heart Proclamation to the State. I have met with him and it is in the list of bills. We are hoping to get it done this year." He said, "Jim has quoted a phrase that I like a lot – 'we all live under the shade of trees that somebody else planted.' Certainly, you have planted the trees for us. Again, thank you for your service." Purple Heart recipients in attendance Jay Hess, Jay Wells, Dee Gibson, Van Sessions, Charlie Pharr and Frank Maughan were invited to come forward to have pictures taken with the commissioners and were applauded by the audience.

Commander Gibson asked to share something with the audience. "First of all, Commissioners, I've heard many good words here this morning and I am very appreciative. I do have one pet peeve - I guess you would call it. It was said that Harry Treace and Jay Hess had 'won' the Purple Heart and other medals. I, for one, especially don't feel that I won the Purple Heart. I feel like I earned it for the wound that I received and I wasn't in the game to get this Purple Heart. I am very appreciative of all that has taken place. I know that Davis County has and will continue to honor its veterans. I wish to thank you for that." Commissioner Petroff acknowledged sometimes we do use the wrong words and he appreciates Mr. Gibson's comments. Frank Maughan added, "I've talked to a lot of guys who have the Purple Heart and I've never heard any of them say they got up in the morning and said to myself 'I think I will go win the Purple Heart.' He expressed his appreciation for the Commissioners.

Commissioner Petroff invited those in attendance for this Proclamation to meet in room 306 for refreshments. As they left, they received another round of applause from a standing audience. Copies of the Proclamation were available for them in room 306.

Commissioner Petroff presented the Public Notice #2016-60 of cancelation of meeting of the Board of Davis County Commissioners on February 23, 2016. Commissioners Millburn and Smith will be out of town.

Commissioner Millburn made a motion to approve. Commissioner Smith seconded the motion. All voted aye.

Dan Davis, Blaisdell, Church & Johnson LLC, was here to present resolution #2015-537A. He first commented that it is a little hard to present something after following the Purple Heart Proclamation. He said his "father is a veteran of World War II and always instilled in us a respect for the military and gratitude for all that you have done."

Mr. Davis apologized that Eric Johnson was unexpectedly called out of state and not available to present the following resolution as planned. Commissioner Petroff read resolution #2015-537A, "which provides for the acquisition, construction, equipping and improvement of a manufacturing facility for the manufacture of aerospace components and related products to be located in Davis County, Utah in order that Ki Ho Military Acquisition Consulting, Inc., ("borrower" or "company") may be provided with facilities to promote the general welfare and encourage the increase of industry and commerce; authorizing and providing for the issuance by the issuer of its \$10,000,000.00 tax exempt industrial revenue bonds (Ki Ho Military Project) Series 2016 which will be payable solely from the revenues arising from the pledge of a bond

Public Notice
#2016-60 of
cancelation of
Commission
Meeting

Resolution and
bond purchase
and loan
agreement
#2015-537A

purchase and loan agreement with company; authorizing the execution and delivery of a bond purchase and loan agreement among the issuer, company and purchaser of the bonds and related documents; and related matters.” He said this is a way that we are able to issue these bonds to the company so that they can move forward with this construction project, but there is no liability to the County.

Commissioner Millburn commented there has been a lot of work done to get us to this point and a number of milestones have been reached. He said “This is an opportunity for Davis County to serve as a conduit for Ki Ho MAC to access some of the tax exempt bonding structure. There is no liability on the part of the County. It also provides a great opportunity for Ki Ho MAC to further develop their business in Davis County and we are very excited about that. We appreciate all that they do and the opportunity to grow and expand and be part of the fabric of our community.” He recognized Johnathan Ward in attendance from Zions Bank, Curtis Koch and Neal Geddes, all of whom have been instrumental in this.

Commissioner Smith said this is a great example of how economic development works when everyone works together. “We are bringing in a really great company. The aerospace cluster is one that we’ve targeted in Davis County with our proximity to Hill Air Force Base. This is a great win and good for us to be able to help to make this happen. We welcome Ki Ho MAC into our neighborhood.”

Commissioner Millburn made a motion to approve. Commissioner Smith seconded the motion. All voted aye. Documents are on file in the Clerk/Auditor’s office.

Agreement
#2016-61 with
Hit Wrestling
for kids
wrestling camp

Mike Moake, Davis County Legacy Events Center Marketing, presented agreement #2016-61 with Hit Wrestling for rental space at the Legacy Events Center for a kids wrestling camp. Mike said Hit Wrestling is run by John Fager, the head wrestling coach at Layton High School. He is putting on a 2-week wrestling camp at the LEC. The receivable amount is \$2,350.00. The contract period is June 6-17, 2016.

Commissioner Smith made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. Documents are on file in the Clerk/Auditor’s office.

Chris Sanford, Davis County Library Director, presented the following:

Agreement
#2016-62 with
Syracuse City
for use of
facility

Agreement #2016-62 with Syracuse City for use of the Syracuse Community Center for the Library’s Summer Reading Program. Chris indicated there are usually over 200 in attendance at every summer reading program. To accommodate that number, we have to go outside of the library. Syracuse City has offered some of the classrooms in its Community Center. There are no monies exchanged. The contract period is June 6 through July 11, 2016.

Commissioner Smith made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. Documents are on file in the Clerk/Auditor’s office.

Agreement
#2016-63 with
Britney Hunter
for gardening
program

Agreement #2016-63 with Britney Hunter as a presenter at a gardening workshop to be held at the Davis County Headquarters Library. The payable amount is \$200.00. Contract date is February 29, 2016.

Commissioner Smith made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. Documents are on file in the Clerk/Auditor’s office.

Agreement
#2016-64 with
Shawn Olsen
for gardening
program

Agreement #2016-64 with Shawn Olsen as a presenter at a gardening workshop to be held at the Davis County Headquarters Library. The payable amount is \$200.00. Contract date is February 29, 2016.

Commissioner Smith made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. Documents are on file in the Clerk/Auditor’s office.

Tony Thompson, Davis County Property Manager, presented the following:

Amendment
#2014-358A
with NUCO
Development

Amendment #2014-358A with NUCO Development, Inc. for a grant of easement for an irrigation line on Syracuse City property with Tax ID #12-106-0036. The receivable amount is \$1,000.00. The contract

for grant of
easement on
property Tax
ID 12-106-
0036

Amendment
#2014-358B
with NUCO
Development
for grant of
easement on
property Tax
ID 12-106-
0036

Amendment
#2014-358C
with NUCO
Development
for grant of
easement on
property Tax
ID 12-106-
0036

Agreement
#2016-65 with
DCC for EMS
Conference

Agreement
#2016-66 with
Nightingale
College for
nurse clinical
site training at
the DC Jail

Agreement
#2016-67 with
Davis County
Bar Assn for
law
enforcement at
“Night with the
Judges”

Inter-local
agreement
#2015-563A
with SDMFSA

Move to Board
of Equalization

period is a one-time purchase.

Commissioner Millburn made a motion to approve. Commissioner Smith seconded the motion. All voted aye. Documents are on file in the Clerk/Auditor’s office.

Amendment #2014-358B with NUCO Development, Inc. for a grant of easement for a sewer line on Syracuse City property with Tax ID #12-106-0036. The receivable amount is \$1,000.00. The contract period is a one-time purchase.

Commissioner Millburn made a motion to approve. Commissioner Smith seconded the motion. All voted aye. Documents are on file in the Clerk/Auditor’s office.

Amendment #2014-358C with NUCO Development, Inc. for a grant of easement for a trail on Syracuse City property with Tax ID #12-106-0036. The receivable amount is \$684.00. The contract period is a one-time purchase.

Commissioner Smith made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. Documents are on file in the Clerk/Auditor’s office.

Chief Deputy Kevin Fielding, Davis County Sheriff’s Office, presented the following:

Agreement #2016-65 with the Davis Conference Center (DCC) for space rental for the Davis County Sheriff’s Office 2016 Emergency Management Services (EMS) Conference. In the past, an estimated 40% of attendees leave the DCC for lunch. This year the DCC has coordinated with local restaurants to offer discounts for attendees. Because of this, the payable amount this year is substantially lower. The payable amount is \$3,678.00. The contract period is September 13-14, 2016.

Commissioner Millburn made a motion to approve. Commissioner Smith seconded the motion. All voted aye. Documents are on file in the Clerk/Auditor’s office.

Agreement #2016-66 with the Nightingale College for a clinical preceptorship for nursing student clinical site training at the Davis County Jail. There are no monies exchanged. The contract period is February 16, 2016 through December 31, 2020.

Commissioner Smith made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. Documents are on file in the Clerk/Auditor’s office.

Agreement #2016-67 with the Davis County Bar Association for law enforcement services from the Davis County Sheriff’s Office at a “Night with the Judges” event. The receivable amount is \$400.00 plus an hourly rate. The contract period is February 25, 2016.

Commissioner Smith made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. Documents are on file in the Clerk/Auditor’s office.

Commissioner Millburn presented inter-local agreement #2015-563A with the South Davis Metro Fire Service Area (SDMFSA) to establish financing practices and the member assessment formula. He explained SDMFSA was successful in meeting all of the requirements to start the process to become their own taxing entity, or at least a partial taxing entity. This inter-local agreement establishes the rules of engagement on the financial side. Commissioner Petroff thanked Commissioner Millburn, Curtis Koch, Heidi Voordeckers, Neal Geddes and Mike Kendall for all of their efforts to establish this.

Commissioner Millburn made a motion to approve. Commissioner Smith seconded the motion. All voted aye. Documents are on file in the Clerk/Auditor’s office.

Commissioner Millburn made a motion to move to Board of Equalization. Commissioner Smith seconded the motion. All voted aye.

Property Tax Registers approved	<p>Curtis Koch presented for approval 4 Veteran abatement corrections.</p> <p>Commissioner Millburn made a motion to approve. Commissioner Smith seconded the motion. All voted aye.</p>
Reconvene Commission Meeting	<p>Commissioner Smith made a motion to reconvene Commission Meeting. Commissioner Millburn seconded the motion. All voted aye.</p>
Personnel Register and Agreement #2016-68 for basic training reimbursement approved	<p>The Personnel Register was presented which included Basic Training Reimbursement agreement #2016-68 specifying the County will pay \$10,702.20 for the POST training of Megan A. Johnson and she will work for a minimum of 2 years (4160 hours). If she does not work for the 2-year period, she will reimburse the County.</p> <p>Commissioner Smith made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. This document is confidential.</p>
Check Registers approved	<p>Check registers as prepared by the Davis County Clerk/Auditor’s Office were approved with a motion by Commissioner Millburn. Commissioner Smith seconded the motion. All voted aye. The documents are on file in the Davis County Clerk/Auditor’s Office.</p>
Commissioner Comments	<p>Commissioner Millburn expressed appreciation again for the Purple Heart recipients. He said it is a great time to reflect and is very touching to the heart to be surrounded by individuals that have put their lives on the line, which allows each of us to be here and enjoy our lives in this community. “I learned something here that the Purple Heart goes all the way back to General Washington. Last week, I was in Washington, D.C. and had a unique opportunity to take an after-hours tour of the Capitol given by a member of the Capitol police force. It was absolutely incredible to tour that facility in the quiet of the night without throngs of tourists and reflect on the things that have taken place in that building all the way back to George Washington and our founding fathers. This [Purple Heart Proclamation] tied well with that experience. I am very grateful to be an American and to be able to serve in this capacity.”</p> <p>Commissioner Smith added “The whole concept of patriotism is something we need to really focus on with our young people.”</p> <p>Commissioner Petroff commented that “if you have never gone to Washington, D.C., you may never really get the testimony of the Founding Fathers and what it took to actually establish this country. When you go there, there are places that you can go and stand and know that there is testimony being given to you that this was preserved for a special meaning in this country. I have only gone a couple of times, but it is a great place to go to get yourself back on track as to what is really important in our country and see some of the tremendous things that have been accomplished. If you haven’t been there, you need to take your family and experience some of those things.”</p> <p>Curtis echoed the commissioners’ comments.</p> <p>Neal said it is neat to sit on the dais and see all the faces of the veterans and the Purple Heart recipients. “I’m happy that the County made the decision to honor them today.”</p> <p>No public comments.</p> <p>Meeting Adjourned.</p>

Clerk/Auditor

Chair